

# **FISCAL NOTE**

## **SB 2551 - HB 3071**

March 27, 1998

**SUMMARY OF BILL:** Amends the statutes on eminent domain to require that owner-occupied residential property be valued at the most recent tax appraisal or fair market value of the next highest available residential property of similar size or amenities within such county, whichever is higher.

### **ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - Exceeds \$10,000,000/Highway Fund**  
**Increase Local Govt Expenditures\* - Exceeds \$1,000,000**

This bill would increase expenditures for land acquisition to state and local governments for highway and other projects by requiring payments for properties at amounts above the appraised value of the property. The amount of increase would depend on the number of properties acquired and the additional amount paid above what would have been paid in the absence of the bill.

According to the Department of Transportation, this bill would place them in non-compliance with the Federal Title III Uniform Land Acquisition Act and could jeopardize federal transportation funding.

*\*Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

**SB 2551 - HB 3071**

A handwritten signature in black ink, reading "James A. Davenport". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

James A. Davenport, Executive Director